

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 28, 2012
SAN FRANCISCO, CALIFORNIA**

S199639

**LOS ANGELES UNIFIED
SCHOOL DISTRICT v.
GARCIA (MICHAEL)**

Request for certification granted

The court grants the request, made pursuant to California Rules of Court, rule 8.548, that this court decide a question of California law presented in a matter pending before the United States Court of Appeals for the Ninth Circuit. For the purposes of briefing and oral argument, the Los Angeles Unified School District is deemed the petitioner in this court. (Cal Rules of Court, rule 8.520(a)(6).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S200128

C065744 Third Appellate District

**WISDOM (MELISSA) v.
ACCENTCARE, INC.**

Petition for review granted

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S199406

B238138 Second Appellate District, Div. 8

**eHARMONY, INC. v. S.C.
(LUKO)**

Order filed: case held pending decision in another case

On March 14, 2012, the petitions for review were granted in *Apple, Inc. v. Superior Court (David Krescent et al., Real Parties in Interest)* (S199384), *eHarmony, Inc. v. Superior Court (Brian Luko et al., Real Parties in Interest)* (S199406), and *Ticketmaster LLC v. Superior Court (Brian Luko et al., Real Parties in Interest)* (S199412). At this time, the court designates *Apple* the lead case and defers further action in *eHarmony* and *Ticketmaster* pending consideration and disposition of related issues in *Apple* or pending further order of the court. (Cal. Rules of Court, rule 8.512 (d)(2).)

Chin, J., was recused and did not participate.

S199412

B238129 Second Appellate District, Div. 8

**TICKETMASTER LLC v. S.C.
(LUKO)**

Order filed: case held pending decision in another case

On March 14, 2012, the petitions for review were granted in *Apple, Inc. v. Superior Court (David Krescent et al., Real Parties in Interest)* (S199384), *eHarmony, Inc. v. Superior Court (Brian*

Luko et al., Real Parties in Interest) (S199406), and *Ticketmaster LLC v. Superior Court (Brian Luko et al., Real Parties in Interest)* (S199412). At this time, the court designates *Apple* the lead case and defers further action in *eHarmony* and *Ticketmaster* pending consideration and disposition of related issues in *Apple* or pending further order of the court. (Cal. Rules of Court, rule 8.512 (d)(2).)

Chin, J., was recused and did not participate.

S199979 E049095 Fourth Appellate District, Div. 2 **PEOPLE v. ARCHULETA**
(FRED EDWARD)

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Dungo*, S176886, *People v. Gutierrez*, S176620, *People v. Lopez*, S166946, and *People v. Rutterschmidt*, S176213 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S162508 **ALLEN (MICHAEL DAMONE) ON H.C.**

Dismissed as moot

The petition for writ of habeas corpus, filed April 9, 2008, is dismissed as moot.

S180946 **JOHNSON (CLEAMON) ON**
H.C.

Dismissed as moot

The petition for writ of habeas corpus, filed March 15, 2010, is dismissed as moot.

S199375	G043831 Fourth Appellate District, Div. 3	DANA POINT, CITY OF v. BEACH CITIES COLLECTIVE (TRAUDT)
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Petition for review denied

The motion for calendar preference filed on February 1, 2012, is denied as moot.

S199410 B229324 Second Appellate District, Div. 1 **R. (MAURIZIO) v. L.C.**

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

S199421

Petition for writ of review denied – SEAN GJERDE

GJERDE ON DISCIPLINE**S199439**

Petition for writ of review denied – SEAN GJERDE

GJERDE ON DISCIPLINE**S199501**

H036364 Sixth Appellate District

Petition for review & publication request(s) denied

**SALCIDO (FELIX ANDREW)
ON H.C.****S199558**

G041904 Fourth Appellate District, Div. 3

Petitions for review denied

Plaintiff's petition for review is denied.

Defendant's petition for review is denied without prejudice to any relief to which defendant may be entitled after this court decides *People v. Rodriguez*, S187680.

**PEOPLE v. VALDEZ, JR.,
(VINCENT JULIAN)****S199559**

B229287 Second Appellate District, Div. 8

Petition for review denied

**GEORGE (ANDREW) v.
AUTOMOBILE CLUB OF
SOUTHERN CALIFORNIA****S199565**

F061594 Fifth Appellate District

Petition for review & depublication request(s) denied

Kennard, J., is of the opinion the petition should be granted.

**BAEZA (DANIEL A.) v. S.C.
(CASTLE & COOKE
CALIFORNIA, INC.)****S199576**

G045226 Fourth Appellate District, Div. 3

Petition for review & publication request(s) denied

Kennard and Werdegar, JJ., are of the opinion the petition should be granted.

**GONZALEZ (EFREN) v. S.C.
(PEOPLE)****S199688**

B225297 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HALE (DAVID
LEE)**

S199699 A133489 First Appellate District, Div. 1

Petition for review denied

**WASHINGTON-MAURIE
(CORRIN) v. S.C. (PEOPLE)**

S199700 B222959 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. JENNINGS
(RAYMOND LEE)**

S199712 C067481 Third Appellate District

Petition for review denied

**PEOPLE v. FLAMA (DRACO
JOHN)**

S199715 B220185 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ROBINSON (ERIC
MARK)**

S199723 B232648 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. THOMAS
(EURICK)**

S199740 B232964 Second Appellate District, Div. 3

Petition for review denied

IN RE B.R.

S199756 B219852 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. NINO (JOE
QUSTA)**

S199757 H035629 Sixth Appellate District

Petition for review denied

**PEOPLE v. RAYON (RONNIE
LAWRENCE)**

S199791 A134227 First Appellate District, Div. 3

Petition for review denied

WREN (JAMES) ON H.C.

Chin and Corrigan, JJ., were recused and did not participate.

S199797 G046342 Fourth Appellate District, Div. 3

Petition for review denied
The request for judicial notice is granted.

P. (SUSAN) v. S.C. (ORANGE COUNTY SOCIAL SERVICES AGENCY)

S199835 B228499 Second Appellate District, Div. 8
Petition for review denied

IN RE J.T.

S199846 F062298 Fifth Appellate District

Petition for review & publication request(s) denied
Kennard and Werdegar, JJ., are of the opinion the petition should be granted.

SISNEROZ (FRANK) v. S.C. (PEOPLE)

S199897 B231251 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. HERRERA (RENE S.)

S199909 B228185 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. GONZALES (LISA LYNN)

S199969 F064104 Fifth Appellate District

Petition for review denied

BROWN (STEVEN ERNEST) v. S.C. (CATE)

S199971 B228929 Second Appellate District, Div. 5

Petition for review denied

LOS ANGELES, COUNTY OF v. INDIANA LUMBERMENS MUTUAL INSURANCE COMPANY

S199974 B229333 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. CALIX (JAIME ANTONI)

S199975 B229965 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. WILLIAMS
(CARLTON)**

S199992 F061350 Fifth Appellate District

Petition for review denied

**PEOPLE v. HOWELL
(CHARLES CONLEY)**

S199998 A134314 First Appellate District, Div. 1

Petition for review denied

CARLEN (KEITH) ON H.C.

S200034 F061163 Fifth Appellate District

Petition for review denied

**PEOPLE v. LEWIS (SEAN
MONTEL SHELTON)**

S200036 B224095 Second Appellate District, Div. 2

Petitions for review denied

**PEOPLE v. BLACKWELL
(JONATHAN)**

S200050 D056851 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PSWATAI
(DUDZAI PROSPER)**

S200063 B230610 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. CHRISTMAS
(FREDERICK D.)**

S200067 D055804 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. ROUSE (CARL L.)

S200079 A131008 First Appellate District, Div. 4

Petition for review denied

**DAVENPORT (ROGER) v.
S.C. (PEOPLE)**

Kennard and Werdegar, JJ., are of the opinion the petition should be granted.

S200086	C064558 Third Appellate District	PEOPLE v. DYSER (STEPHEN)
Petition for review denied		
S200106	B228212 Second Appellate District, Div. 3	PEOPLE v. GONZALES (ROBERT SILVA)
Petition for review denied		
S200110	G046252 Fourth Appellate District, Div. 3	DIAZ (BALDOMERO) ON H.C.
Petition for review denied		
S200113	A122573 First Appellate District, Div. 2	TRANSPORT INSURANCE COMPANY v. TIG INSURANCE COMPANY
Petition for review denied		
S200122	B229092 Second Appellate District, Div. 8	PEOPLE v. STANFIELD (RANDY THOMAS)
Petition for review denied		
S200124	B235356 Second Appellate District, Div. 8	STANFIELD (RANDY THOMAS) ON H.C.
Petition for review denied		
S200127	B237143 Second Appellate District, Div. 1	SMITH (VICTOR) ON H.C.
Petition for review denied		
S200133	B230679 Second Appellate District, Div. 5	PEOPLE v. SMITH, JR., (JOSEPH EARL)
Petition for review denied		
S200181	D060313 Fourth Appellate District, Div. 1	PEOPLE v. GRANT (PRENTICE TONELL)
Petition for review denied		

S200182 F060425 Fifth Appellate District

Petition for review denied

**PEOPLE v. VALLE
(BENJAMIN)**

S200184 A129082 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LOPEZ
(RICARDO)**

S200192 B227251 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. HERNANDEZ
(ANDRES)**

S200207 B225122 Second Appellate District, Div. 5

Petition for review denied

**CAMBRON (PRISCILLA) v.
FORD MOTOR COMPANY**

S200211 H037787 Sixth Appellate District

Petition for review & application for stay denied

**PENA (DELIA) v. S.C.
(PEOPLE)**

S200213 F060881 Fifth Appellate District

Petition for review denied

**PEOPLE v. ARELLANO
(PHILLIP)**

S200215 B230208 Second Appellate District, Div. 2

Petition for review denied

**COOPER (CANDACE) v.
CONTROLLER OF THE
STATE OF CALIFORNIA**

S200218 A134452 First Appellate District, Div. 2

Petition for review denied

**CUNNINGHAM
(ARCHIBALD) v. S.C.
(WANG)**

S200226 B225776 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. THOMAS
(ROBERT MARSHEAN)**

S200228 H037833 Sixth Appellate District

Petition for review denied

SHAO (LINDA) ON H.C.

S200234 G043988 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. NORIEGA
(ANTONIO)**

S200249 H036211 Sixth Appellate District

Petition for review denied

**PEOPLE v. PACHECO (JUAN
MANUEL)**

S200252 C063824 Third Appellate District

Petition for review denied

Werdegar, J., was recused and did not participate.

**STOCKTON, CITY OF v.
CENTRAL SAN JOAQUIN
WATER CONSERVATION
DISTRICT**

S200256 C070268 Third Appellate District

Petition for review denied

**JONES (WILLIE RAY) ON
H.C.**

S200258 B232550 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. SHORTS, JR.,
(EUGENE D.)**

S200259 B237388 Second Appellate District, Div. 5

Petition for review denied

**RANDLE (KENNETH T.) ON
H.C.**

S200262 F061965 Fifth Appellate District

PEOPLE v. CRUZ (AMANDO GOMEZ)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. McCullough*, S192513.

S200266 A130854 First Appellate District, Div. 5

PEOPLE v. DIAZ (ROSENBERG)

Petition for review denied

S200268 B229549 Second Appellate District, Div. 5

PEOPLE v. YANEZ (RICHARD)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Lara*, S192784.

S200269 H036396 Sixth Appellate District

PEOPLE v. RODRIGUEZ (ANTONIO)

Petition for review denied

S200273 C063540 Third Appellate District

PEOPLE v. HOLFORD (CURTIS)

Petition for review denied

S200279 A130609 First Appellate District, Div. 4

PEOPLE v. TORRES (GABRIEL)

Petition for review denied

S200280 H035661 Sixth Appellate District

ROSSO (JOANNE) v. HORTON III (FENN C.)

Petition for review denied

S200285 G043957/G044257/G044427

Fourth Appellate District, Div. 5

ANDERSEN (ERIK M.) v. PACIFIC ASIAN ENTERPRISES, INC.

Petition for review denied

S200293 E052423 Fourth Appellate District, Div. 2

Petition for review denied

**RIDGE PROPERTIES LLC v.
COUNTY OF RIVERSIDE
FLOOD CONTROL &
WATER CONSERVATION
DISTRICT**

S200296 B228230 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. CHAVEZ
(CRISTINA)**

S200298 C066475 Third Appellate District

Petition for review denied

**PEOPLE v. JACKSON
(BYRON DWAYNE)**

S200300 C065930 Third Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ
(STEVEN HECTOR)**

S200302 H036377 Sixth Appellate District

Petition for review denied

**PEOPLE v. GOMEZ (NEXIS
RENE)**

S200304 B237885 Second Appellate District, Div. 1

Petition for review denied

**ANDERSON (SAMUEL) ON
H.C.**

S200305 D057679 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CARTER
(MELVIN LEE)**

S200308 A134414 First Appellate District, Div. 4

Petition for review denied

PORRAS (MARK) ON H.C.

S200311 D058391 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SUELFLOHN
(MARK LEROY)**

S200312 C063510 Third Appellate District

Petition for review denied

PEOPLE v. XIMENEZ (TONY)

S200322 B236642 Second Appellate District, Div. 5

Petition for review denied

**MILLER (MICHAEL
ANTHONY) ON H.C.**

S200337 B238734 Second Appellate District, Div. 3

Petition for review denied

KAULICK (STEVEN) ON H.C.

S200345 F061072 Fifth Appellate District

Petition for review denied

PEOPLE v. RAMIREZ (IVAN)

S200351 B223122 Second Appellate District, Div. 5

Petition for review denied

**COY (LAURA LYNN &
SAMUEL FRANKLIN),
MARRIAGE OF**

S200353 A078807 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GRAY
(GREGORY LEE)**

S200358 D056818 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BURTON
(RAYSHEON MARQUISE)**

S200361 G044793 Fourth Appellate District, Div. 3

Petition for review denied

**KROFT (FERNANDA &
KEVIN), MARRIAGE OF**

S200437

Petition for writ of mandate/prohibition denied

S200438

Petition for writ of mandate/prohibition denied

S200551 E055457 Fourth Appellate District, Div. 2
Petition for review denied**S200613** A134680 First Appellate District, Div. 4

Petition for review denied

S200643 A124777 First Appellate District, Div. 1

Petition for review & application for stay denied

S194989

Petition for writ of habeas corpus denied

S195595

Petition for writ of habeas corpus denied

**TRUONG (TAI) v. COURT OF
APPEAL, FOURTH
APPELLATE DISTRICT,
DIVISION ONE
(DEPARTMENT OF
CORRECTIONS AND
REHABILITATION)****KING (CLINTON D.) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION FOUR
(DEPARTMENT OF
CORRECTIONS AND
REHABILITATION)****DAVIS (JAMES) ON H.C.****CLAY II (WILLIE M.) ON
H.C.****LEAN (PATRICIA
ALBRIGHT) & STEWART
(JOHN H.), MARRIAGE OF****SWEIGART (DARRELL) ON
H.C.****LANG (BINDHU MADHAVA)
ON H.C.**

S195651

Petition for writ of habeas corpus denied

DAVIS (LAMONT) ON H.C.**S197270**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**MATLOCK, SR., (DAVID) ON H.C.****S197272**

Petition for writ of habeas corpus denied

MOSES (CHARLES) ON H.C.**S197287**

Petition for writ of habeas corpus denied

OLEA (ANIANO) ON H.C.**S197295**

Petition for writ of habeas corpus denied

GARCIA (JAIME ADRIAN) ON H.C.**S197447**

Petition for writ of habeas corpus denied

FOSTER (JAMES) ON H.C.**S197495**

Petition for writ of habeas corpus denied

SILAS (CHARLES) ON H.C.**S197647**

Petition for writ of habeas corpus denied

TERRILL (JOSEPH S.) ON H.C.**S197656**

Petition for writ of habeas corpus denied

SMITH (VERNELL) ON H.C.**S197964**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**FLECK (RICHARD DARREN) ON H.C.**

S197992**HERNANDEZ (RICHARD DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S198027**RUVALCABA (VICTOR) ON H.C.**

Petition for writ of habeas corpus denied

S198098**ADAMAR (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied

S198103**ARREOLA (FERNANDO) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S198112****CHERRY, JR., (CONRAD A.) ON H.C.**

Petition for writ of habeas corpus denied

S198183**ALI (MUHAMMAD FAIZAL) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S198195****DANIELS (JARON EMEL) ON H.C.**

Petition for writ of habeas corpus denied

S198222**MILLER (MANDREL) ON H.C.**

Petition for writ of habeas corpus denied

S198230**ROBINS (DAVID) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S198235**SWEARINGEN (LOREN
SCOTT) ON H.C.**

Petition for writ of habeas corpus denied

S198238**BARRIOS (GABRIEL) ON
H.C.**

Petition for writ of habeas corpus denied

S198270**BOWERS (RAHSSON) ON
H.C.**

Petition for writ of habeas corpus denied

S198286**CARSON, JR., (TRACY) ON
H.C.**

Petition for writ of habeas corpus denied

S198289**MOSS (DAN LEROSS FOXX)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S198295**JOYNER (ANTWONE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S198311**TRACCHIA (GLENN) ON
H.C.**

Petition for writ of habeas corpus denied

S198316**NGUYEN (HAI TRUONG) ON
H.C.**

Petition for writ of habeas corpus denied

S198318**MARTINEZ (CHRISTIAN) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S198320**MUHAMMAD (KWESI
KHARY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S198347**RAZO (EDWARD MICHAEL)
ON H.C.**

Petition for writ of habeas corpus denied

S198350**LUGO (MARK AUGUSTINE)
ON H.C.**

Petition for writ of habeas corpus denied

S198356**LAGUNA (JOSE) ON H.C.**

Petition for writ of habeas corpus denied

S198359**FUQUA (KEVIN) ON H.C.**

Petition for writ of habeas corpus denied

S198366**RUIZ (JESUS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S198369**GUTIERREZ (RAMON) ON
H.C.**

Petition for writ of habeas corpus denied

S198371**TUCKER (HAROLD) ON H.C.**

Petition for writ of habeas corpus denied

S198375**ROBINSON (RAYVONE) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S198400****CARRILLO, JR., (FRANK) ON
H.C.**

Petition for writ of habeas corpus denied

S198407**HARRINGTON (STEVE) ON
H.C.**

Petition for writ of habeas corpus denied

S198410**OLMOS (BRAULIO) ON H.C.**

Petition for writ of habeas corpus denied

S198416**PEDROZA (RAMON) ON H.C.**

Petition for writ of habeas corpus denied

S198433**KINNAMON (TODD LEE) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)**S198448****RAYNOR (JAMES) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S198453

Petition for writ of habeas corpus denied

WILSON (TYRONE) ON H.C.**S198457**

Petition for writ of habeas corpus denied

**HERRERA (ARMANDO E.)
ON H.C.****S198458**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**SHIELDS (LARRY) ON H.C.****S198474**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**ANDRADE (TODD
ANTHONY) ON H.C.****S198476**

Petition for writ of habeas corpus denied

COTA (JESSE JAY) ON H.C.**S198480**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)**AGUIRRE (ABEL) ON H.C.****S198481**

Petition for writ of habeas corpus denied

**AZKOUL (HEATHER
ELIZABETH) ON H.C.****S198484**

Petition for writ of habeas corpus denied

**RODRIGUEZ (ISABEL
ERNESTO) ON H.C.****S198492**

Petition for writ of habeas corpus denied

**MAULDIN (CURTIS A.) ON
H.C.**

S198531**JOHNSON (DANIEL
CHRISTOPHER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S198549**WRIGHT (REGINALD) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

S198561**FOSTER (CARLOS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 797-798; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S198568**WILLIAMS (MICHAEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

S198570**PENTON (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

S198607**VILLASENOR (JOSE
ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S198612**LEWIS (DAVID K.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S198622**JAKE (RASHIDIA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S198636**HILL (BERNARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S198986**DAVIS (LAMONT) ON H.C.**

Petition for writ of habeas corpus denied

S199113**THOMPSON (CHIOMA) ON
H.C.**

The petition for writ of habeas corpus is denied.

The stay issued by Chief Justice Cantil-Sakauye on January 11, 2012, is hereby dissolved.

Kennard, J., is of the opinion that an order to show cause should be issued.

S199850**FORNEY (WINSTON) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S199891**DUNN (ALVIN) ON H.C.**

Petition for writ of habeas corpus denied

S199921**COOKS (CHARLES R.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S199929**BAXTER (THOMAS
WILSON) ON H.C.**

Petition for writ of habeas corpus denied

S200064**CARNAHAN (KEVIN) ON
H.C.**

Petition for writ of habeas corpus denied

S200095**NAJARYAN (VIGEN) ON H.C.**

Petition for writ of habeas corpus denied

S200120

Petition for writ of habeas corpus denied

NAJARYAN (VIGEN) ON H.C.**S200142**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

**ROVEKAMP (MARK) ON
H.C.****S200152**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

**BATTERHAM (SARA) ON
H.C.****S200244**

Petition for writ of habeas corpus denied

**CHAVEZ (RAUL RIVERA)
ON H.C.****S200251**

Petition for writ of habeas corpus denied

UPTON (DAVID) ON H.C.**S200303**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

**CHILDERS, SR.,
(CHRISTOPHER MARK) ON
H.C.****S200415**

Petition for writ of habeas corpus denied

**McKINLEY (KEANEN) ON
H.C.****S200427**

Petition for writ of habeas corpus denied

BRYANT (JAMES) ON H.C.**S200431**

Petition for writ of habeas corpus denied

UPTON (DAVID) ON H.C.

S200631

Petition for writ of habeas corpus denied

**LUPARELLO (THOMAS G.)
ON H.C.****S200634**

Petition for writ of habeas corpus denied

BROWN (NERRAH) ON H.C.**S200742**The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)**BENAVIDEZ (LEON
DAMIEN) ON H.C.****S199343** C066456 Third Appellate District

Publication request denied (case closed)

**B. (E.), CONSERVATORSHIP
OF****S199483** H036076 Sixth Appellate District

Publication request denied (case closed)

**MILLS (BYRON KENNETH)
ON H.C.****S200219** B225685 Second Appellate District, Div. 1

Depublication request denied (case closed)

**PIONEER CONSTRUCTION,
INC. v. GLOBAL
INVESTMENT CORP.****S080056**

Extension of time granted

Good cause appearing, and based upon counsel Melissa Hill's representation that she anticipates filing the appellant's opening brief by September 29, 2012, counsel's request for an extension of time in which to file that brief is granted to May 29, 2012. After that date, only two further extensions totaling about 120 additional days are contemplated.

**PEOPLE v. BELL (MICHAEL
LEON)****S082776**

Extension of time granted

Good cause appearing, and based upon counsel Gail Harper's representation that she anticipates filing the appellant's reply brief by October 28, 2012, counsel's request for an extension of time in

PEOPLE v. REED (ENNIS)

which to file that brief is granted to June 1, 2012. After that date, only three further extensions totaling about 150 additional days are contemplated.

S091898**PEOPLE v. RUBIO (GILBERT RAUL)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to June 1, 2012. After that date, no further extension will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S092240**PEOPLE v. BOYCE (KEVIN DEWAYN)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Douglas Ward's representation that he anticipates filing the appellant's reply brief by December 1, 2012, counsel's request for an extension of time in which to file that brief is granted to June 1, 2012. After that date, only three further extensions totaling about 180 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S093944**PEOPLE v. BERTSCH (JOHN ANTHONY) & HRONIS (JEFFERY LEE)**

Extension of time granted

On application of appellant John Anthony Bertsch and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 22, 2012.

S118629**PEOPLE v. WILLIAMS, JR., (ROBERT LEE)**

Extension of time granted

Good cause appearing, and based upon counsel H. Mitchell Caldwell's representation that he anticipates filing the appellant's reply brief by August 2012, counsel's request for an extension of time in which to file that brief is granted to May 18, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S128402**PEOPLE v. DONALDSON
(JASARI LATIFUL)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Harry Gruber's representation that he anticipates filing the appellant's opening brief by July 31, 2012, counsel's request for an extension of time in which to file that brief is granted to June 1, 2012. After that date, only one further extension totaling about 60 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S200464**SELF (CHRISTOPHER) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Theodore M. Cropley's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by September 6, 2012, counsel's request for an extension of time in which to file that document is granted to June 1, 2012. After that date, only two further extensions totaling about 100 additional days are contemplated.

S144008**HOWARD (ALPHONSO) ON
H.C.**

Order filed

Petitioner's "Request to File Supplemental Exhibits, Claims and Authority in Support of Petition for Writ of Habeas Corpus," filed on February 15, 2012, and the request to present supplemental authority on the issue of timeliness of the petition are denied insofar as they seek to add additional claims to the Petition for Writ of Habeas Corpus, S144088, filed on June 5, 2006. These additional claims are set forth at pages 30 through 97 and pages 99 through 101 of the request. Denial is without prejudice to petitioner's filing the supplemental claims and authority as a new petition for writ of habeas corpus. The request to file supplemental exhibits is granted. The request to cite additional authority is granted with respect to *Porter v. McCollum* (2009) __ U.S. __, 130 St. Ct. 447 and *Walker v. Martell* (N.D. Cal. 2011) 803 F.Supp.2d 1032.

Petitioner's "Application For Order to File Under Seal Supplemental Exhibits 31-32, 39, 44-45, 49-50 in Support of the Petition for Writ of Habeas Corpus," filed on February 15, 2012, is granted in part and denied in part as follows:

The application to file exhibits 31, 32, 44, 49, 50 and pages 947 through 954 and pages 1261 through 1240 of exhibit 39 under seal is granted. (Cal. Rules of Court, rule 8.610.) As to these exhibits, the court makes the findings required by California Rules of Court, rules 2.550(d) and 8.46(e)(6).

The application to file exhibit 45 under seal is denied. As to this exhibit, petitioner has not shown either that an overriding interest warrants protection of its contents from public disclosure, or that sealing would not effectively protect any such overriding interest because its contents have

already been disclosed in the petition. (Cal. Rules of Court, rule 2.550(d); see also *id.*, rule 8.46(e)(7).)

Because exhibit 45 is contained in the same bound volume as exhibits 31, 32, 39, 44 and 49, the Clerk cannot presently file these exhibits under seal. The Clerk is directed to return Volume 12, lodged conditionally under seal, to counsel for petitioner, who may resubmit the exhibits for filing in compliance with the terms of this order. Any resubmitted exhibits must retain the original pagination. Reference to any exhibits petitioner does not resubmit by April 30, 2012, will be stricken from the petition on the court's own motion.

S199384 B238097 Second Appellate District, Div. 8 **APPLE, INC. v. S.C.
(KRESCENT)**

Order filed

On March 14, 2012, the petitions for review were granted in *Apple, Inc. v. Superior Court (David Krescent et al., Real Parties in Interest)* (S199384), *eHarmony, Inc. v. Superior Court (Brian Luko et al., Real Parties in Interest)* (S199406), and *Ticketmaster LLC v. Superior Court (Brian Luko et al., Real Parties in Interest)* (S199412). At this time, the court designates *Apple* the lead case and defers further action in *eHarmony* and *Ticketmaster* pending consideration and disposition of related issues in *Apple* or pending further order of the court. (Cal. Rules of Court, rule 8.512 (d)(2).)

Chin, J., was recused and did not participate.

S200113 A122573 First Appellate District, Div. 2 **TRANSPORT INSURANCE
COMPANY v. TIG
INSURANCE COMPANY**

Order filed

The application of Consumer Attorneys Association of California for permission to file an untimely depublication request is hereby denied.

S201007 **ERVIN (FRANK LEROY) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S199948 **ACCUSATION OF BILSON**
Petition denied (accusation)

S200265

Petition denied

(accusation)

ACCUSATION OF BIVINS

S200274

Petition denied

(accusation)

ACCUSATION OF REED

S200316

Petition denied

(accusation)

ACCUSATION OF KENNEDY

